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1642

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mark X. Sliwkowski Docket No.: 39766-0142A
Serial No.: 09/602,800 Group Art Unit: 1642
Filing Date: June 23, 2000 Examiner: Anne L. Holleran
For: **TREATING PROSTATE CANCER WITH ANTI-ErbB2
ANTIBODIES**
Express Mail Label No.: EL 992 479 148 US
Mailing Date: July 20, 2005

**STATEMENT OF THE SUBSTANCE OF INTERVIEWS IN
COMPLIANCE WITH 37 C.F.R. § 1.333(b)**

Commissioner for Patents
P.O. Box 1450
Washington, D.C. 20231

Dear Sir:

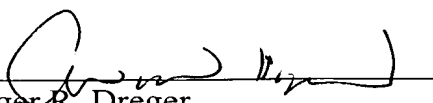
On June 23, 2004 Examiner Holleran telephoned the undersigned attorney to discuss the language of claim 1. In particular, the Examiner suggested the deletion of the term "substantially" between "ErbB receptor" and "more effectively" in line 3 of claim 1, and the deletion of "(HERCEPTIN[®])" following "huMAb4D5-8" in line 4 of claim 1. The undersigned authorized the proposed amendment by an Examiner's Amendment. The Examiner indicated that with these amendments, the application was ready for allowance. No other claims or issues were discussed during the telephone interview.

On June 27, 2005, Examiner Holleran again telephoned the undersigned attorney, proposing the deletion of the term "fragment" from claim 26. The reason for the proposed amendment was that claim 22 referred to "antibody" and not to an antibody "fragment," therefore, there was no proper antecedent base for the recitation of a "fragment" in claim 26. The undersigned attorney authorized the proposed

change by an Examiner's Amendment. No other claims or issues were discussed during the telephone interview.

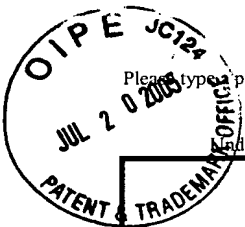
Sincerely,

Date: July 20, 2005


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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/602,800	
	Filing Date	June 23, 2000	
	First Named Inventor	Sliwkowski, Mark X.	
	Group/Art Unit	1642	
	Examiner Name	Anne L. Holleran	
Total Number of Pages in This Submission		Attorney Docket Number	39766-0142A

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Version with Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <div>Statement of the Substance of Interviews in Compliance with 37 CFR 1.333(b); stamped return postcard</div>
Remarks		
AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER.		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm or Individual name	GINGER R. DREGER, ESQ., REG. NO. 33,055, HELLER EHRMAN, LLP		
Signature			
Date	JULY 20, 2005	Customer Number:	25213

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